

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**MONDAY THE FIFTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION NO: 1111 OF 2024

Between:

Bodapatla Sreenidh, S/o. B. Kanakaiah, Aged 16 years, Occ. Student, Minor under Guardianship of Cousin Brother Shri Parasa Mahesh S/o. Late. P. Chandraya, Aged. 29 years, Occ. Pvt. Employee, R/o. H. No. 78/A, Dowton Bazar, Bollaram, Thirumalgiri, Secunderabad-500010

...PETITIONER/ACCUSED No. 3

AND

1. The State of Telangana, Rep. by its Public Prosecutor High Court Building, Hyderabad. **...RESPONDENT/COMPLAINANT**
2. Bodapatla Radha, W/o. Ramaiah Aged 45 years, OCC. Agriculture, R/o. Banjarupally, Siddipet, Medak-502107

...RESPONDENT/DEFACTO COMPLAINANT

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to quash the proceedings in Cr. No. 147 of 2023 of PS. Siddipet Rural Pending on the file of Principal JFCM AT SIDDIPET against the Petitioner/Accused No. 3.

I.A. NO: 1 OF 2024

Petition under Section 482 of Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to stay all further proceedings in Cr. No. 147 of 2023 of PS. Siddipet Rural Pending on the file of PRL. JFCM AT SIDDIPET against the Petitioner/Accused No. 3 herein.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri MAHESH RAJE, Advocate for the Petitioner and the Assistant Public Prosecutor on behalf of the Respondent No. 1 and of none appeared for the Respondent No.2.

The Court made the following:

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION No.1111 of 2024

ORDER:

This Criminal Petition is filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by the petitioner, who is arrayed as accused No. 3, to quash the proceedings against him in Crime No.147 of 2023 on the file of the Siddipet Rural Police Station, Siddipet District, for the offence punishable under Sections 324, 323, 427, 504 and 506 read with 34 of the Indian Penal Code, 1860.

2. Heard learned counsel for the petitioner as well as learned Assistant Public Prosecutor for respondent No.1 - State.

3. Without going into the merits of the case, since the punishment prescribed for the offence alleged against the petitioner is less than seven (07) years, this Court deems it appropriate to direct the petitioner/accused No. 3 to appear before the Investigating Officer on or before 12.02.2024 between 02:00 p.m. and 04:00 p.m. and inturn the Investigating Officer is directed to follow the procedure laid down under Section 41-A Cr.P.C. and also the guidelines

formulated by the Hon'ble Supreme Court in **Arnesh Kumar v. State of Bihar**¹ scrupulously. However, the petitioner shall co-operate with the Investigating Officer as and when required by furnishing information and documents as sought by him in concluding the investigation. The petitioner/accused No. 3 shall file all the documents which he ought to file to prove that it do not come under the criminal offences and the Investigating Officer shall consider the same before filing appropriate report before the Magistrate.

4. Accordingly, the Criminal Petition is disposed of.

Miscellaneous applications, if any pending, shall also stand closed.

SD/- A.V.S. PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Judicial First Class Magistrate at Siddipet.
2. The Station House Officer, Siddipet Rural Police Station, Siddipet.
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad. (OUT)
4. One CC to SRI. MAHESH RAJE, Advocate [OPUC]
5. Two CD Copies

DL

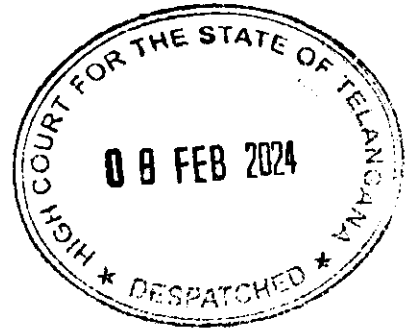
§

HIGH COURT

DATED: 05/02/2024

ORDER

CRLP.No.1111 of 2024



CRIMINAL PETITION IS DISPOSED OFF

⑧ Copies
8m
8/2/24